IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

WP(C).No. 5762 of 2004(J)

PETITIONER:

RAMACHANDRAN, AGED 52 YEARS,
S/O.KALIKUTTY, SREEBHAVAN,
NJARAKKAL, ANCHALAMMOODU, PERUNADU,
KOLLAM WORKING AT JUNIOR SUPERINTENDENT,
MUSIFF COURT,KOTTARAKKARA.

BY ADV. SRI.S.SANAL KUMAR
SMT.BHAVANA VELAYUDHAN

RESPONDENTS:
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1. THE DISTRICT COURT,
KOLLAM.

2. STATE OF KERALA,
REPRESENTED BY THE CHIEF SECRETARY,
SECRETARIAT, THIRUVANANTHAPURAM.

BY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

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KURIAN JOSEPH J.

Writ Petition (Civil) No.5762 of 2004

Dated 26th November, 2007.

J U D G M E N T

Petitioner is aggrieved by the disciplinary proceedings culminating in Ext.P4 order passed by the appellate authority. Referring to the contentions taken by the petitioner before the appellate authority, it is stated as follows, in Ext.P4 :-

> "The High Court has considered the appeal petition with reference to the oral and documentary evidence available in the matter. The evidence conclusively establishes the fact that the notice received from the High Court was kept in the table drawer of the Nazir. So the defence set up by the delinquent officer that he had entrusted it with the Amin to make necessary entries cannot be accepted. Further, the delinquent officer is silent about the name of the Amin to whom it was entrusted. It also indicates that he is not sure about it. It is the duty of the Central Nazir to see that the processes received from other courts are served in time and returned. In the circumstances the High Court is of the opinion that the appeal is devoid of merits and it has been resolved that the same be rejected."

The facts as stated above being not in dispute, there is no merit in the writ petition. It is accordingly dismissed.

KURIAN JOSEPH, JUDGE.

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